

**TOWN OF LA POINTE
REGULAR TOWN BOARD MEETING
TUESDAY, APRIL 12, 2016
5:30PM AT TOWN HALL
Approved Minutes**

Called to order at 5:30pm

Town Board Members Present: Jim Patterson, Mike Anderson, John Carlson, Mike Starck

Town Board Members Absent: Michael Childers

Staff present: Town Administrator Lisa Potswald, Clerk Micaela Montagne

Public Present: James Price, Charlie Brummer, Paul Brummer, Sue Brenna

I. Public Comment A*: Paul Brummer commented on an amendment he would like to the March 22, 2016 minutes under Public Comment B, clarifying what he said.

II. Town Administrator's Report: Discussion on outstanding payments from the old credit card processing company for Big Bay Town Park. The last payment has yet to be paid. Treasurer C. Neubauer has referred the matter to the Town's Attorney. Town Administrator L. Potswald stated she had not heard back from J. Beirl, County Administrator and will continue to attempt to contact him to discuss the County/ Town Zoning Agreements. Report prepared by L. Potswald dated April 8, 2016 placed on file by Unanimous Consent.

III. Public Works

A. Roads

1. Foreman's Report: Report prepared by Foreman K. Larsen. Discussion on some issues with the construction work at Big Bay Town Park. Report dated March 2016 placed on file by Unanimous Consent.

B. Parks

1. Parks Laborer 1, 2 & 3 job descriptions: Updates include title changes, and some changes for what will be needed this upcoming season. Motion to approve job descriptions for Parks Laborer 1, 2 & 3, M. Starck/ M. Anderson, 4 Ayes, Motion Carried.

2. Posting for the Parks Laborer positions: The only position open at this point in Parks Laborer #2. Parks Laborer #1 will be filled by Dick Hardie and #3 will not be posted yet. Motion to post for Parks Laborer #2, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

C. Materials Recovery Facility (MRF)

1. MRF Supervisor's Report: Report prepared by T. Pallas. Discussion on how he needs more time to complete the wage study for the Attendant wage. Report dated 4/8/16 placed on file by Unanimous Consent.

2. MRF Attendant wage: Motion to table until the next regular meeting, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

IV. Committees

A. Planning and Zoning

1. Planning and Zoning Administrator's Report: Report prepared by L. Potswald. Motion to place Planning and Zoning report for March 2016 on file, M. Anderson/ J. Carlson, 4 Ayes, Motion Carried.

2. Planning and Zoning Administrator Position: One application was received, but underqualified. Posting requested to remain up until the position is filled with no more insertions is the newspaper. Motion to leave up the postings from the Zoning Administrator position until filled, M. Anderson/ J. Carlson, 4 Ayes, Motion Carried.

3. Appointment of three (3) members to the Town Plan Commission, term ending May 1, 2019: the three members whose terms are up are not interested in serving another term. No one has signed up. Keep sign-up sheets posted for another two weeks until the next regular meeting.

4. Public Hearing on April 27, 2016 at 4:30pm for Greg Nelson dba C.A. Nelson & Son Construction: Conditional Use Permit Application – Parcel #014-00195-0302 – construct heated storage buildings and commercial greenhouse; and Conditional Use Permit Application Parcel #014-00202-0700 – move structures and equipment from 631 Middle Road to 638 Miller Farm Road: informational. Applications are in, the Town Plan Commission set the public hearing, and the Town Board members must either attend or listen to the recording.

B. Harbor Committee

1. Appointment of Alternate to fill out term on the Harbor Committee, term ending 3/10/2018: Nick Browne has signed up. Motion to appoint Nick Browne as Alternate of the Harbor Committee, term ending 3/10/2018, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

V. Town Hall Administration

A. Budget Report: Two reports were submitted, for February and March. Motion to place the February Budget report dated 3/22/16 on file, M. Starck/ M. Anderson, 4 Ayes, Motion Carried. Motion to place the March budget report dated 4/7/16 on file, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

B. Grant Updates: L. Potswald has been working with Arnie Nelson of the Harbor Committee to get on the Army Corps of Engineers budget for 2018 for studies on expanding the dock and harbor. And the solar project is under way.

Motion to move to agenda item V. Town Hall Administration E. Cell Tower Consultant Proposal, M. Starck/ M. Anderson, 4 Ayes, Motion Carried.

E. Cell Tower Consultant Proposal: S. Begley was to be present, but not in attendance. J. Carlson motioned to table until a later date or not at all since he has not shown up. No Second. Motion to table until the next regular meeting, M. Starck/ M. Anderson, 3 Ayes, 1 opposed (J. Carlson), Motion Carried.

F. Cell Tower lease with American Tower: Existing cell tower lease company has proposed some payment options for the lease agreement. There are still many questions. L. Potswald will follow up as well as consult the Town's Attorney. Motion to table until the next regular meeting, M. Starck/ M. Anderson, 4 Ayes, Motion Carried.

Motion to return to item V. C. on the agenda, as a representative arrived to present about the National Marine Sanctuary, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

C. National Marine Sanctuary Update for the Town of La Pointe: Kellie Pederson, a member of the committee to get the Chequamegon Bay nominated for the National Marine Sanctuary, was present to update the Board on the nomination process. The Nomination of the

Chequamegon Bay Area is just the first step, and it doesn't automatically mean there would be a designation. The entire process may take a couple of years to complete. Handouts were presented that explained what the National Marine Sanctuary is and that there are only 14 others. Being a sanctuary through NOAA, would only affect anything under water. The DNR and Army Corps of Engineers would still be the regulatory entities. NOAA is more research and education based, protecting ship wrecks and other underwater areas. Many of the surrounding towns, and counties are all in support and have submitted letters or resolutions of support.

D. Resolution 2016-0412 Supporting the Nomination of the National Marine Sanctuary: Motion to approve Resolution 2016-0412: Supporting the Nomination of the National Marine Sanctuary, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

Motion to return to the agenda, item V. G. M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

G. Parcels Available on Main Street: the properties have been looked at by L. Potswald, K. Larsen, as well as A. Core from the WI DNR. The lots would be used for a pocket park and include space to build a bathroom building, but it would be close to the road unless the Town applied for a variance. The cost to purchase the parcels would be \$12,692. Additional future costs would include electric hook up, sewer hookup, a well, the cost of building a bathroom facility, picnic tables and garbage cans. The total estimated cost (which could be spread over years) would be just over \$90,000. There are grants available to cover some of the cost. In order to purchase the property, the Townspeople need to discuss and approve it at a Town Meeting. The Board would then like to have a public hearing sometime in the future to discuss the use of the space and project options. If the land is purchased, this year it would just get cleaned up, have a couple of porta pottys on it, and picnic tables. Motion to put the Parcels Available on Main Street on the agenda for the Annual Town Meeting to be held on April 19, 2016 and have information available to the public, J. Carlson/ M. Anderson, 4 Ayes, Motion Carried.

H. Additional items for the Annual Town Meeting Agenda: Just the possible land purchase. There will be an agenda item 'Topics from the Townspeople' as well.

I. YWS Technology, LLC Agreement for computer services: The Town has hired a consultant to do an inventory and evaluate the existing computer setup in all Town departments. Over the years things have been pieced together, there are many different software, antivirus and other things that can be updated and mainstreamed. Two phases have been presented for all updates. Phase one would cost the town about \$9,600 and would come from many departments. It would include new computers and set up for the Fire and EMS departments, it would begin steps to network all Town computers, could redo all email addresses to .gov, and would include monthly maintenance and monitoring. Motion to continue with phase one based on the Fire and EMS departments approval and to provide a contract with YWS Technology at the next regular Town Board Meeting, M. Anderson/ M. Starck, 4 Ayes, Motion Carried.

J. Update on Ashland County Agreements: L. Potswald mentioned in her report that she is still working on trying to contact J. Beirl, County Administrator to discuss the Zoning agreement.

VI. Vouchers: Motion to approve vouchers in the amount of \$30,032.52, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

VII. Alternative Claims: Motion to approve Alternative Claims in the amount of \$117,222.15 and \$2,967.53 for the Library, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

VIII. Treasurer's Report: Motion to approve the Treasurer's Cash Summary Report showing a total of \$1,483,211.16 and a total available checking account of \$996,975.39, J. Patterson/ M. Anderson, 4 Ayes, Motion Carried.

IX. Minutes

A. Regular Town Board Meeting March 22, 2016: To include P. Brummer's amendment to his public comment. Motion to approve the Minutes for March 22, 2016 with amendment from Paul Brummer, J. Carlson/ M. Anderson, 4 Ayes, Motion Carried.

B. Special Town Board Meeting March 29, 2016: Motion to approve minutes as submitted, M. Starck/ J. Carlson, 4 Ayes, Motion Carried.

X. Police Department

A. Police Chief's Report: Supervisor Anderson in curious to know what became of the old noise meter now that a new one has been purchased. Report prepared by W. Defoe dated 4/6/2016 placed on file by Unanimous Consent.

XI. Emergency Services

A. Fire Chief's Report: Report prepared by R. Reichkitzer dated 3/7 – 4/11/16 placed on file by Unanimous Consent.

XII. Public Comment B:** Paul Brummer read and submitted a letter stating his concerns about Supervisor Starck and the Craftivity development. He believes many comments and letters submitted in support of Craftivity/ MISA were speculative/ subjective, while his letter and supporting documentation were backed up with facts. He believes Craftivity is detrimental to the neighborhood it is located in because it is the largest commercial development on the Island and it is located in a low density zoning district.

Mike Anderson thanked Michael Childers for his service on the Town Board for the last term.

XIII. Lawsuits & Legal Issues

A. Nelson, et al. v. Defoe, et al. Case No. 15-cv-274-wmc: Nothing to report

XIV. New Agenda Items for Future Meetings: MRF Attendant wage, TPC members, computer contract, cell tower consultant, updated on Big Bay Town Park Payments.

XV. Adjourn: Motion to adjourn, J. Carlson/ M. Anderson, 4 Ayes, Motion Carried.
Adjourned at 6:42pm.

Submitted by Micaela Montagne, Town Clerk.

Approved as submitted, April 26, 2016. M. Montagne, Town Clerk.